

AMENDED IN SENATE AUGUST 16, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 992

Introduced by Assembly Member Wayne

February 25, 1999

An act to amend Sections 48020 and 48028 of the Public Resources Code, relating to solid waste, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 992, as amended, Wayne. Solid waste disposal sites: cleanup.

The existing California Integrated Waste Management Act of 1989 required the California Integrated Waste Management Board, on January 1, 1994, to initiate a program for the cleanup of solid waste disposal sites and for cleanup of solid waste at codisposal sites where no responsible party is available to pay for timely remediation, and where cleanup is needed to protect public health and safety or the environment. Existing law provides that all expenses incurred by the board in carrying out the program shall be paid from the Solid Waste Cleanup Trust Fund. Existing law provides that the board may not expend more than \$300,000 annually for administration of the program and may not expend more than \$5,000,000 from the trust fund in any fiscal year.

This bill would eliminate those monetary limitations ~~and~~, *but would instead prohibit the board from expending more than 5% of the amount appropriated for the program to*

administer the program. The bill would make other nonsubstantive changes.

Vote: majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 48020 of the Public Resources
2 Code is amended to read:
3 48020. (a) For purposes of this article, the following
4 terms have the following meaning:
5 (1) "Codisposal site" means a hazardous substance
6 release site listed pursuant to ~~former~~ Section 25356 of the
7 Health and Safety Code, ~~as it read on December 31, 1998,~~
8 where the disposal of hazardous substances, hazardous
9 waste, and solid waste ~~have~~ has occurred.
10 (2) "Trust fund" means the Solid Waste Cleanup Trust
11 Fund created pursuant to Section 48027.
12 (b) The board shall, on January 1, 1994, initiate a
13 program for the cleanup of solid waste disposal sites and
14 for the cleanup of solid waste at codisposal sites where the
15 responsible party either cannot be identified or is unable
16 or unwilling to pay for timely remediation, and where
17 cleanup is needed to protect public health and safety or
18 the environment.
19 (c) *The board shall not expend more than 5 percent of*
20 *the funds appropriated for the purpose of the program to*
21 *administer the program.* Any administrative costs
22 associated with the program shall be funded in the annual
23 Budget Act. All remaining funds appropriated for the
24 purposes of the program shall be expended on direct
25 cleanup or emergency actions at solid waste disposal sites
26 and for solid waste at codisposal sites.
27 SEC. 2. Section 48028 of the Public Resources Code is
28 amended to read:
29 48028. Any funds appropriated for the purpose of the
30 program that are not expended shall remain in the trust

- 1 fund for future expenditure by the board for the purposes
- 2 of this article or until this article is repealed.

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